



File

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	KOMMA	Examiner	Lavaris
Serial No.:	10/716,990	Group Art:	2872
Filed:	November 18, 2003	Docket:	10873.1356US01
Confirmation No.:	7580		
Title:	OPTICAL ELEMENT, OPTICAL LENS, OPTICAL HEAD APPARATUS, OPTICAL INFORMATION APPARATUS, COMPUTER, OPTICAL INFORMATION MEDIUM PLAYER, CAR NAVIGATION SYSTEM, OPTICAL INFORMATION MEDIUM RECORDER, AND OPTICAL INFORMATION MEDIUM SERVER		

CERTIFICATE UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 8, 2006.

By: 

Name: Antonette Peters

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

53148

PATENT TRADEMARK OFFICE

Commissioner:

The following papers are transmitted herewith:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Supplemental Information Disclosure Statement, Form 1449, 7 references, copy of European Search Report
- ☒ Other: ~~Check in the amount of \$180 for submission of IDS~~
- ☒ Return Postcard

Please charge any additional fees or credit overpayment to Deposit Account No. **50-3478**. A duplicate of this sheet is enclosed.

Hamre, Schumann, Mueller & Larson, P.C.
P.O. Box 2902 Minneapolis, MN 55402-0902
612.455-3800

By: 

Name: Douglas P. Mueller
Reg. No: 30,300
Initials: DPM/acp

(PTO TRANSMITTAL - GENERAL)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: KOMMA
Serial No.: 10/716,990
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Examiner: A. Lavarias
Group Art Unit: 2872
Docket: 10873.1356US01

CERTIFICATE UNDER 37 CFR 1.8:

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By: 

Name: Antonette Peters

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. Copies of any foreign patent documents or "Other Documents" are enclosed. The European Search Report for the co-pending EP application is enclosed. The Search Report was mailed September 25, 2006. Please note that the reference EP 0 747 893 was previously cited.

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed (CHECK ONE):

- ☐ (1) within three (3) months of the Filing Date, before the mailing date of a First Office Action on the merits, or before the mailing date of a First Office Action on the merits after the filing of a request for continued examination under 37 C.F.R. §1.114; or
- ☒ (2) after the period defined in (1) but before the mailing date of a Final Rejection or Notice of Allowance, and
- ☒ the requisite Statement is below, OR
- ☐ the requisite fee of \$180.00 under Rule 1.17(p) is included herein, or
- ☐ (3) after the mailing date of a Final Rejection or Notice of Allowance but on or before the payment of the Issue Fee, AND
- ☐ the requisite Statement is below, AND

- ☐ the requisite fee of \$180.00 under Rule 1.17(p) is included herein.

STATEMENT

As required under §1.97(e), Applicants hereby state either that:

- ☒ 1. Each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of the Information Disclosure Statement; or
- ☐ 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

- ☐ If this box is checked, Applicant provides the following:

Certification Under 37 C.F.R. §1.704(d)

In accordance with 37 C.F.R. §1.704(d), the undersigned hereby certifies that each item listed on the enclosed Form 1449 was first cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty (30) days prior to the filing of this Information Disclosure Statement.

- ☐ The Examiner is hereby advised of the following co-pending U.S. applications.
- | <u>Application No.</u> | <u>Publication No.</u> | <u>Filing Date</u> | <u>Group</u> |
|------------------------|------------------------|--------------------|--------------|
|------------------------|------------------------|--------------------|--------------|

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

FEE AUTHORIZATION

Should any fee associated with the submission of this paper not be attached hereto as a check, the Commissioner is authorized to charge the missing fee to our Deposit Account, No. 50-3478. Any overpayments should be credited to said Deposit Account.

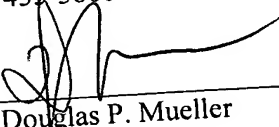
Respectfully submitted,



HAMRE, SCHUMANN, MUELLER &
LARSON, P.C.
P.O. Box 2902-0902
Minneapolis, MN 55402-0902
(612) 455-3800

Dated: November 8, 2006

By:


Douglas P. Mueller
Reg. No. 30,300

DPM/acp

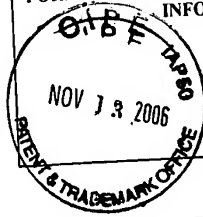
Date Mailed: November 8, 2006

FORM 1449*

INFORMATION DISCLOSURE STATEMENT

IN AN APPLICATION

(Use several sheets if necessary)



Docket Number:

10873.1356US01

Application Number:

10/716,990

Applicant: KOMMA

Filing Date:

November 18, 2003

Group Art Unit:

2872

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	US 6,166,854	12/2000	Katsuma			
	US 6,084,843	07/2000	Abe et al.			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	EP 0 610 055	08/1994	European Patent Office				
	EP 0 936 604	08/1999	European Patent Office				
	EP 1 001 414	05/2000	European Patent Office				
	EP 1 500 956	01/2005	European Patent Office				
	JP 10-106016	04/1998	Japan			Abstract	
	WO 03/060891	07/2003	WIPO				
	WO 02/21522	03/2002	WIPO				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	European Search Report mailed September 25, 2006 for co-pending EP application 03013076.9.

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PATENT TRADEMARK OFFICE

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

*Substitute Disclosure Statement Form (PTO-1449)

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE